

THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA, :  
 : 3:12-CR-179  
 v. : (JUDGE MARIANI)  
 :  
 EDWARD MCLAUGHLIN, :  
 :  
 Defendant. :

**ORDER**

AND NOW, THIS 16<sup>th</sup> DAY OF JUNE 2022, for the reasons set forth in this Court's accompanying Memorandum Opinion, upon *de novo* review of Magistrate Judge Arbuckle's Report and Recommendation (Doc. 466), McLaughlin's objections thereto (Doc. 469), McLaughlin's Motion to Vacate, Set Aside, or Correct Sentence Pursuant to 28 U.S.C. § 2255 (Doc. 418) and all other relevant documents, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation of Magistrate Judge William I. Arbuckle (Doc. 466) is **ADOPTED**.
2. McLaughlin's objections to the Report and Recommendation are **OVERRULED**.
3. All *pro se* Motions to Vacate shall be **DENIED AS MOOT**.
4. McLaughlin's Motion to Vacate, Set Aside, or Correct Sentence Pursuant to 28

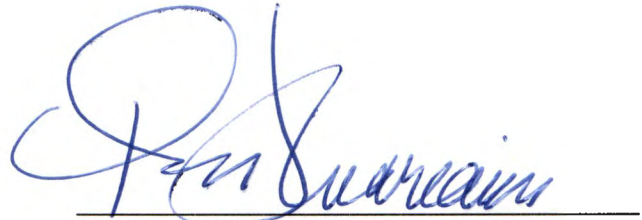
U.S.C. § 2255 (Doc. 418) is **DENIED IN PART AND GRANTED IN PART** as follows:

- a. McLaughlin's petition to vacate his conviction and sentence under Count One and Count Five of the Third Superseding Indictment is **DENIED**.
- b. McLaughlin's petition for an evidentiary hearing is **DENIED**.

c. McLaughlin's petition to vacate his conviction and sentence under Count

Three of the Third Superseding Indictment is **GRANTED**.

5. A certificate of appealability **SHALL NOT ISSUE**.

A handwritten signature in blue ink, appearing to read "Robert D. Mariani", is written over a horizontal line.

Robert D. Mariani  
United States District Judge